

UNITED STATES COURT OF APPEALS FOR THE SEVENTH CIRCUIT

Everett McKinley Dirksen United States Courthouse
Room 2722 - 219 S. Dearborn Street
Chicago, Illinois 60604



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ORDER

December 8, 2015

By the Court:

No. 15-3594	MICHAEL HOWARD REED, Petitioner v. LEANN LARIVA, Respondent
Originating Case Information:	
District Court No: 2:15-cv-00212-JMS-MJD Southern District of Indiana, Terre Haute Division District Judge Jane E. Magnus-Stinson	

The following is before the court: **NOTICE OF WITHDRAWAL OF APPEAL WITHOUT PREJUDICE F.R.A.P., RULE 51**, filed on December 7, 2015, by pro se petitioner Michael Howard Reed.

The petitioner has asked the court to dismiss this appeal without prejudice. Federal Rule of Appellate Procedure 42(b) allows a petitioner to voluntarily dismiss his appeal. However, once the appeal is dismissed, the petitioner cannot reinstate it at a later date. Because it appears that the petitioner may wish to reserve the right to reopen this appeal at a later date, **IT IS ORDERED** that this motion **DENIED**. If the petitioner does not want to proceed with this appeal, he may file an appropriate motion, pursuant to Fed. R. App. P. 42(b), indicating his desire that it be dismissed. Any renewed motion is due by January 5, 2016.